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of the Superior Court had not been held but had been adjourned until the eleventh of April, upon which day the declaration had been filed. The motion was dismissed on the ground that a term of court legally adjourned over to a later time is, when held, the same term as to process and pleading.

Conversion — What Constitutes. — Valentine et al. v. *Duff et al.*, 34 N. E. Rep. 453 (Ind.). The complaint alleges a wrongful taking of the property and the sale of it to the appellee, but it is shown that no demand was made upon the appellee for the property and he therefore had no opportunity to refuse a delivery of the same to the rightful owner. There is no liability created unless he either refused to deliver the property upon such demand or converted it to his own use so that he could not have complied with such a demand if made.